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18 Attorneys for Defendants,
19 **COUNTY OF LOS ANGELES and**
20 **DEPUTY WILLIAMS**
21 *(Exempt from filing fees pursuant to*
22 *Government Code § 6103)*

23 UNITED STATES DISTRICT COURT
24 CENTRAL DISTRICT OF CALIFORNIA

25 **JOSHUA ASSIFF,**

26 **Plaintiff,**

27 **v.**

28 **COUNTY OF LOS ANGELES;**
SHERIFF DEPUTY BADGE
NUMBER 404532;
And DOES 1 through 10,

Defendants.

Case No. 2:22-cv-05367 RGK (MAAx)

JOINT EXHIBIT LIST

Action Filed: August 3, 2022
Pretrial Conference: July 10, 2023
Trial Date: July 25, 2023

Assigned to: Hon. R. Gary Klausner,
District Judge, Courtroom 850

Plaintiff, JOSHUA ASSIFF (hereinafter “Plaintiff”) and Defendants COUNTY OF LOS ANGELES and TRAVIS KELLY and hereby respectfully submit the following JOINT EXHIBIT LIST.

Plaintiff’s Exhibits:

| No. | Description | Objection | Response | Admitted |
|-----|--|---|--|----------|
| 1 | Defendant Kelly’s Body Worn Camera Video | | | |
| 2 | Supervisor’s Report on Use of Force COUNTY 109-111 | | | |
| 3 | Assiff Mobile Phone Video ASSIFF 30/31 | <ul style="list-style-type: none">• Cumulative (FRE 403)• Foundation (FRE 901) | Foundation will be established by witness at trial; Not cumulative, different angle, different information | |
| 4 | Service Comment Report #232314 COLA-34-37 | <ul style="list-style-type: none">• Hearsay (FRE 801)• Foundation (FRE 901)• Relevance (FRE 401, 402) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of | |

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| | | <ul style="list-style-type: none"> • Prejudice (FRE 403) • Character Evidence (FRE 404) | <p>independent significance, exceptions to hearsay apply; Relevant to show notice, County's inadequate supervision, discipline and training; Probative value out weights prejudice; Shows motive, lack of mistake, habit, modus operandi</p> | |
| 5 | Service Comment Report #246263 COLA-65-67 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) • Relevance (FRE 401, 402) • Prejudice (FRE 403) | <p>Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent</p> | |

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| | | <ul style="list-style-type: none"> • Character Evidence (FRE 404) | <p>significance, exceptions to hearsay apply; Relevant to show notice, County's inadequate supervision, discipline and training; Probative value out weights prejudice; Shows motive, lack of mistake, habit, modus operandi</p> | |
| 6 | Service Comment Report #255777 COLA-71-72 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) • Relevance (FRE 401, 402) • Prejudice (FRE 403) | <p>Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance,</p> | |

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| | | <ul style="list-style-type: none"> • Character Evidence (FRE 404) | exceptions to hearsay apply; Relevant to show notice, County's inadequate supervision, discipline and training; Probative value out weights prejudice; Shows motive, lack of mistake, habit, modus operandi | |
| 7 | Service Comment Report #2508915 COLA-69 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) • Relevance (FRE 401, 402) • Prejudice (FRE 403) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to | |

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| | | <ul style="list-style-type: none"> • Character Evidence (FRE 404) | hearsay apply; Relevant to show notice, County's inadequate supervision, discipline and training; Probative value out weights prejudice; Shows motive, lack of mistake, habit, modus operandi | |
| 8 | Service Comment Report #258463 COLA-73-75 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) • Relevance (FRE 401, 402) • Prejudice (FRE 403) • Character Evidence (FRE 404) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; | |

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| | | | Relevant to show notice, County's inadequate supervision, discipline and training; Probative value out weights prejudice; Shows motive, lack of mistake, habit, modus operandi | |
| 9 | Service Comment Report #236956 COLA-39-43 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) • Relevance (FRE 401, 402) • Prejudice (FRE 403) • Character Evidence (FRE 404) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Relevant to | |

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| | | | show notice, County's inadequate supervision, discipline and training; Probative value out weights prejudice; Shows motive, lack of mistake, habit, modus operandi | |
| 10 | Supervisor's Report on Use of Force COLA-57- 59 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) • Relevance (FRE 401, 402) • Prejudice (FRE 403) • Character Evidence (FRE 404) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Relevant to show notice, | |

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| | | | County's inadequate supervision, discipline and training; Probative value outweighs prejudice; Shows motive, lack of mistake, habit, modus operandi | |
| 11 | Supervisor's Report on Use of Force COLA-60-64 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) • Relevance (FRE 401, 402) • Prejudice (FRE 403) • Character Evidence (FRE 404) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Relevant to show notice, County's | |

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| | | | inadequate supervision, discipline and training; Probative value out weights prejudice; Shows motive, lack of mistake, habit, modus operandi | |
| 12 | LASD Revised Disciplinary Action COLA-44 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) • Relevance (FRE 401, 402) • Prejudice (FRE 403) • Character Evidence (FRE 404) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Relevant to show notice, County's inadequate | |

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| | | | supervision, discipline and training; Probative value out weights prejudice; Shows motive, lack of mistake, habit, modus operandi | |
| 13 | Report On Performance Evaluation COLA-23 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) • Relevance (FRE 401, 402) • Prejudice (FRE 403) • Character Evidence (FRE 404) • Incomplete record | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Relevant to show notice, County's inadequate supervision, | |

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| | | | discipline and training; Probative value out weights prejudice; Shows motive, lack of mistake, habit, modus operandi | |
| 14 | COMPLAINT CV-15-03174 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) • Relevance (FRE 401, 402) • Prejudice (FRE 403) • Character Evidence (FRE 404) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Shows County’s unlawful policies and practices as well as notice of unlawful | |

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| | | | outcomes and inadequate training and supervision; Probative value out weighs prejudice; Not character evidence | |
| 15 | SETTLEMENT AGREEMENT CV-15-03174 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) • Relevance (FRE 401, 402) • Prejudice (FRE 403) • Character Evidence (FRE 404) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Shows County's unlawful policies and practices as well as notice of unlawful | |

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| | | | outcomes and inadequate training and supervision; Probative value out weighs prejudice; Not character evidence | |
| 16 | An Analysis of Racial/Ethnic Disparities in Stops by Los Angeles County Sheriff's Deputies in the Antelope Valley Dated: 9/20 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) • Relevance (FRE 401, 402) • Prejudice (FRE 403) • Character Evidence (FRE 404) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Shows County's unlawful policies and practices as well as notice of unlawful | |

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| | | | outcomes and inadequate training and supervision; Probative value out weighs prejudice; Not character evidence | |
| 17 | Yermain File ASSIFF-32-39 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; | |
| 18 | Towing Receipt ASSIFF-1-2 | <ul style="list-style-type: none"> • Foundation (FRE 901) | Foundation will be established at trial; | |

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| 19 | Bail Bond File ASSIFF-3-9, 18-23 | <ul style="list-style-type: none"> • Cumulative /Best Evidence (FRE 403) • Hearsay (FRE 801) • Foundation (FRE 901) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Not cumulative | |
| 20 | HMNH Invoice ASSIFF-10-11 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; | |

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| 21 | Santa Clarita Emergency Medical Group Invoice ASSIFF-12-13 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; | |
| 22 | Photos of Plaintiff's Injuries ASSIFF-24-29 | <ul style="list-style-type: none"> • Foundation (FRE 901) | Foundation will be established at trial; | |
| 23 | Photos of Plaintiff's Injuries COLA 120-146, 155-156 | | | |
| 24 | Performance Evaluation COLA 15-17 | <ul style="list-style-type: none"> • Hearsay (FRE 801) • Foundation (FRE 901) • Relevance (FRE 401, 402) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of | |

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| | | <ul style="list-style-type: none"> • Prejudice (FRE 403) • Character Evidence (FRE 404) | independent significance, exceptions to hearsay apply; Relevant to show notice, County's inadequate supervision, discipline and training; Probative value out weights prejudice; Shows motive, lack of mistake, habit, modus operandi | |
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Plaintiff reserves the right to supplement this list based upon late discovery. This list does not include documents for impeachment or rebuttal purposes.

Defendants' Documents:

| No. | Description | Objection | Response | Admitted |
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| | Arrestee Medical Screening Form COUNTY000003-04 | Foundation (901) Hearsay (801) Relevance (401, 402) | Foundation will be established at trial; | |

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| | | Prejudice (403) | Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Relevant to show injuries reported and/or observed immediately after the incident; Probative value out weights prejudice. | |
| | Bail Bond Records COUNTY000005-09, | | | |
| | Booking/Arrest Records COUNTY000010-22, 35- 55 | Foundation (901) Hearsay (801) Relevance (401, 402) Prejudice (403) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter | |

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| | | | <p>asserted, statement of independent significance, exceptions to hearsay apply; Relevant to show the Penal Code violation for which Plaintiff was arrested and general compliance with process; Probative value out weights prejudice.</p> | |
| | <p>Consolidated Criminal History Report COUNTY000023-25</p> | <p>Foundation (901) Hearsay (801) Relevance (401, 402) Prejudice (403)</p> | <p>Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent</p> | |

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| | | | significance, exceptions to hearsay apply; Relevant to show the Penal Code violation for which Plaintiff was arrested and general compliance with process; Probative value out weights prejudice. | |
| | Henry Mayo Patient Visit Report COUNTY000026-32 | Foundation (901) Hearsay (801) Relevance (401, 402) Prejudice (403) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; | |

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| | | | Relevant to show injuries reported and/or observed immediately after the incident; Probative value out weights prejudice. | |
| | Preliminary Field Medical Screening COUNTY000033 | Foundation (901) Hearsay (801) Relevance (401, 402) Prejudice (403) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Relevant to show injuries reported and/or observed immediately | |

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| | | | after the incident; Probative value out weights prejudice. | |
| | Probable Cause Determination COUNTY000034 | Foundation (901) Hearsay (801) Relevance (401, 402) Prejudice (403) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Relevant to show the Penal Code violation for which Plaintiff was arrested and general compliance with process; Probative value | |

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| | | | out weights prejudice. Plaintiff has created an issue of fact by misrepresenting the basis of his arrest in this litigation. | |
| | Incident History Report COUNTY000069 | Foundation (901) Hearsay (801) Relevance (401, 402) Prejudice (403) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Relevant to show the Penal Code violation for which Plaintiff was arrested and | |

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| | | | general compliance with process; Probative value out weights prejudice. | |
| | Incident Report, by Sergeant Travis Kelly, COUNTY000070-74 | Foundation (901) Hearsay (801) Relevance (401, 402) Prejudice (403) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply incl. party admission, state of mind; Relevant to show the Penal Code violation for which Plaintiff was arrested and | |

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| | | | general compliance with process; Probative value out weights prejudice. | |
| | Supplemental Report, by Deputy Joshua Clark COUNTY000076-78 | Foundation (901) Hearsay (801) Relevance (401, 402) Prejudice (403) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply incl. state of mind; Relevant to show the Penal Code violation for which Plaintiff was arrested and general compliance with | |

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| | | | process; Probative value out weights prejudice. | |
| | Supplemental Report, by Deputy T. Cohen COUNTY000079 | Foundation (901) Hearsay (801) Relevance (401, 402) Prejudice (403) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply incl. state of mind; Relevant to show the Penal Code violation for which Plaintiff was arrested and general compliance with process; Probative value | |

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| | | | out weights prejudice. | |
| | Incident Report, by Deputy Garrett Gallegos COUNTY000080-81 | Foundation (901) Hearsay (801) Relevance (401, 402) Prejudice (403) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply incl. state of mind; Relevant to show the Penal Code violation for which Plaintiff was arrested and general compliance with process; Probative value out weights prejudice. | |

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| 1 | Supplementary Report, | Foundation (901) | Foundation will | |
| 2 | by Detective R. De La | Hearsay (801) | be established at | |
| 3 | Maza | Relevance (401, | trial; | |
| 4 | COUNTY000082-84, 96 | 402) | Non-hearsay, | |
| 5 | | Prejudice (403) | not for the truth | |
| 6 | | | of the matter | |
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| 8 | | | statement of | |
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| 11 | | | exceptions to | |
| 12 | | | hearsay apply; | |
| 13 | | | Relevant to | |
| 14 | | | show the Penal | |
| 15 | | | Code violation | |
| 16 | | | for which | |
| 17 | | | Plaintiff was | |
| 18 | | | arrested and | |
| 19 | | | general | |
| 20 | | | compliance with | |
| 21 | | | process; | |
| 22 | | | Probative value | |
| 23 | | | out weighs | |
| 24 | | | prejudice. | |
| 25 | Taser Report | Foundation (901) | Foundation will | |
| 26 | COUNTY000085 | Hearsay (801) | be established at | |
| 27 | | | trial; | |
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| | | Relevance (401, 402) Prejudice (403) | Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Relevant to show the Penal Code violation for which Plaintiff was arrested and general compliance with process; Probative value out weights prejudice. | |
| | Watch Commander's Use of Force Review and Incident Analysis, by Sergeant Keith Greene COUNTY000088-95 | Foundation (901) Hearsay (801) Relevance (401, 402) Prejudice (403) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter | |

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| | | | <p>asserted, statement of independent significance, exceptions to hearsay apply; Relevant to show the Penal Code violation for which Plaintiff was arrested and general compliance with process; Probative value out weights prejudice. Establishes that all departmental protocol was followed.</p> | |
| | <p>Supervisor's Report on Use of Force, by Captain Justin Diez COUNTY000097-111</p> | <p>Foundation (901) Hearsay (801) Relevance (401, 402) Prejudice (403)</p> | <p>Foundation will be established at trial; Non-hearsay, not for the truth</p> | |

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| | | | <p>of the matter asserted, statement of independent significance, exceptions to hearsay apply; Relevant to show the Penal Code violation for which Plaintiff was arrested and general compliance with process; Probative value out weights prejudice. Establishes that all departmental protocol was followed.</p> | |
| | <p>Unit Commander's Use of Force Report, by Captain Justin Diez COUNTY000112-114</p> | <p>Foundation (901) Hearsay (801) Relevance (401, 402)</p> | <p>Foundation will be established at trial;</p> | |

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| | | Prejudice (403) | Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Relevant to show the Penal Code violation for which Plaintiff was arrested and general compliance with process; Probative value out weights prejudice. Establishes that all departmental protocol was followed. | |
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| Division Commander's Use of Force Report, by Commander Christopher Reed COUNTY000115-116 | Foundation (901) Hearsay (801) Relevance (401, 402) Prejudice (403) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Relevant to show the Penal Code violation for which Plaintiff was arrested and general compliance with process; Probative value out weights prejudice. Establishes that all departmental | |
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| | | | protocol was followed. | |
| | Force Review Package Checklist COUNTY000117 | Foundation (901) Hearsay (801) Relevance (401, 402) Prejudice (403) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply; Relevant to show the Penal Code violation for which Plaintiff was arrested and general compliance with process; Probative value out weights prejudice. Establishes that | |

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| | | | all departmental protocol was followed. | |
| | Photographs of Plaintiff COUNTY000120-156 | | | |
| | Videos of Scene and Plaintiff Interviews | Foundation (901) Hearsay (801) Relevance (401, 402) Prejudice (403) | Foundation will be established at trial; Non-hearsay, not for the truth of the matter asserted, statement of independent significance, exceptions to hearsay apply – incl. party admission and state of mind; Relevant to show the Penal Code violation for which Plaintiff was arrested and general | |

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| | | | compliance with process; Probative value out weights prejudice. Establishes that all departmental protocol was followed. | |
| | Sergeant Kelly's Personal BWC Video | | | |
| | LASD Policies and Procedures – Exhibit A (produced March 15, 2023) | Foundation (901) | Foundation will be established at trial. | |
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Defendants reserve the right to supplement this list based upon late discovery. This list does not include documents for impeachment or rebuttal purposes.

DATED: June 16, 2023

The Law Office Of Thomas M. Ferlauto, APC

By: 
 Thomas M. Ferlauto
 Attorney For: Plaintiff, JOSHUA ASSIFF

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DATED: June 16, 2023

KJAR, McKENNA & STOCKALPER, LLP

By: /s/ Molshree Gupta

Molshree Gupta

Attorney For: Defendants COUNTY OF LOS
ANGELES and TRAVIS KELLY